

Docket No. 032034-0000

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TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Before Patent Application of:

Christian REITER et al.

Serial No. 09/842,776

Filed: April 27, 2001

For: NEW METHOD FOR DETECTING  
ACID-RESISTANT  
MICROORGANISMS IN THE STOOL

)  
) Group Art Unit: 1645  
) Examiner: NAVARRO, Albert Mark  
) Confirmation No.: 4137  
) Date: January 5, 2004

AMENDMENT

Mail Stop **FEE AMENDMENTS**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

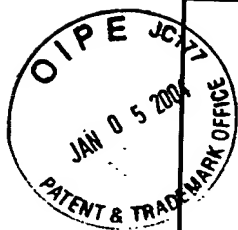
Sir:

In response to the Office Action mailed July 3, 2003, the due date for which having been extended three (3) months to January 3, 2004, please consider the remarks and amendments in connection with the above-identified application.

01/08/2004 CCHAU1 00000199 192380 09842776

02 FC:2202 216.00 DA

03 FC:2201 86.00 DA



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/842,776           |
| Filing Date            | April 27, 2001       |
| First Named Inventor   | Christian REITER     |
| Group Art Unit         | 1645                 |
| Examiner Name          | Navarro, Albert Mark |
| Attorney Docket Number | 032034-1000          |

Total Number of Pages in This Submission

## ENCLOSURES (check all that apply)

- |   |  |  |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input checked="" type="checkbox"/> Replacement Drawing(s) Figs. 1-8<br><input type="checkbox"/> Declaration and Power of Attorney<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Application Data Sheet<br><input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures<br><input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt<br><input type="checkbox"/> Other Enclosure(s) (please identify below): |
|---|--|--|

Remarks

☒ The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name  
Jeffrey A. Lindeman, Reg. No. 34,658  
Nixon Peabody LLP  
401 9<sup>th</sup> Street, N.W.  
Suite 900  
Washington, D.C. 20004-2128

Signature

Date

December 3, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Fee Amendments, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) \_\_\_\_\_

Date

Signature

Typed or printed name

# **FREE TRANSMITTAL FOR FY 2003**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 777)

Complete if Known

Application Number 09/842,776  
Filing Date April 27, 2001  
First Named Inventor Christian Reiter  
Examiner Name NAVARRO, Albert Mark  
Art Unit 1645  
Attorney Docket No. 032034-1000

## **METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 19-2380

Deposit Account Name Nixon Peabody LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## **FEE CALCULATION**

### **1. BASIC FILING FEE**

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description        | Fee Paid |
|-----------------------|-----------------------|-----------------------|-----------------------|------------------------|----------|
| 1001                  | 770                   | 2001                  | 385                   | Utility filing fee     |          |
| 1002                  | 340                   | 2002                  | 170                   | Design filing fee      |          |
| 1003                  | 530                   | 2003                  | 265                   | Plant filing fee       |          |
| 1004                  | 770                   | 2004                  | 385                   | Reissue filing fee     |          |
| 1005                  | 160                   | 2005                  | 80                    | Provisional filing fee |          |

SUBTOTAL (1) (\$ 0)

### **2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

| Total Claims         | Extra Claims | Fee from below | Fee Paid |
|----------------------|--------------|----------------|----------|
| 44                   | -20** = 24   | X 9 = 216      |          |
| Independent Claims 5 | -3** = 2     | X 43 = 86      |          |
| Multiple Dependent   | X 0 = 0      |                |          |

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description  |
|-----------------------|-----------------------|-----------------------|-----------------------|--|
| 1202                  | 18                    | 2202                  | 9                     | Claims in excess of 20                                     |
| 1201                  | 86                    | 2201                  | 43                    | Independent claims in excess of 3                          |
| 1203                  | 290                   | 2203                  | 145                   | Multiple dependent claim, if not paid                      |
| 1204                  | 86                    | 2204                  | 43                    | ** Reissue independent claims over original patent         |
| 1205                  | 18                    | 2205                  | 9                     | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 302)

\*\*or number previously paid, if greater; For Reissues, see above

## **FEE CALCULATION (continued)**

### **3. ADDITIONAL FEES**

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description  |
|-----------------------|-----------------------|-----------------------|-----------------------|--|
| 1051                  | 130                   | 2051                  | 65                    | Surcharge - late filing fee or oath  |
| 1052                  | 50                    | 2052                  | 25                    | Surcharge - late provisional filing fee or cover sheet                     |
| 1053                  | 130                   | 1053                  | 130                   | Non-English specification  |
| 1812                  | 2,520                 | 1812                  | 2,520                 | For filing a request for <i>ex parte</i> reexamination                     |
| 1804                  | 920*                  | 1804                  | 920*                  | Requesting publication of SIR prior to Examiner action                     |
| 1805                  | 1,840*                | 1805                  | 1,840*                | Requesting publication of SIR after Examiner action                        |
| 1251                  | 110                   | 2251                  | 55                    | Extension for reply within first month                                     |
| 1252                  | 420                   | 2252                  | 210                   | Extension for reply within second month                                    |
| 1253                  | 950                   | 2253                  | 475                   | Extension for reply within third month                                     |
| 1254                  | 1,480                 | 2254                  | 740                   | Extension for reply within fourth month                                    |
| 1255                  | 2,010                 | 2255                  | 1,005                 | Extension for reply within fifth month                                     |
| 1401                  | 330                   | 2401                  | 165                   | Notice of Appeal   |
| 1402                  | 330                   | 2402                  | 165                   | Filing a brief in support of an appeal                                     |
| 1403                  | 290                   | 2403                  | 145                   | Request for oral hearing   |
| 1451                  | 1,510                 | 1451                  | 1,510                 | Petition to institute a public use proceeding                              |
| 1452                  | 110                   | 2452                  | 55                    | Petition to revive - unavoidable   |
| 1453                  | 1,330                 | 2453                  | 665                   | Petition to revive - unintentional   |
| 1501                  | 1,330                 | 2501                  | 665                   | Utility issue fee (or reissue)   |
| 1502                  | 480                   | 2502                  | 240                   | Design issue fee   |
| 1503                  | 640                   | 2503                  | 320                   | Plant issue fee  |
| 1460                  | 130                   | 1460                  | 130                   | Petitions to the Commissioner  |
| 1807                  | 50                    | 1807                  | 50                    | Processing fee under 37 CFR 1.17(q)  |
| 1806                  | 180                   | 1806                  | 180                   | Submission of Information Disclosure Stmt                                  |
| 8021                  | 40                    | 8021                  | 40                    | Recording each patent assignment per property (times number of properties) |
| 1809                  | 770                   | 2809                  | 385                   | Filing a submission after final rejection (37 CFR 1.129(a))                |
| 1810                  | 770                   | 2810                  | 385                   | For each additional invention to be examined (37 CFR 1.129(b))             |
| 1801                  | 770                   | 2801                  | 385                   | Request for Continued Examination (RCE)                                    |
| 1802                  | 900                   | 1802                  | 900                   | Request for expedited examination of a design application                  |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 475)

## **CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

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Date \_\_\_\_\_

Signature \_\_\_\_\_

Typed or printed name \_\_\_\_\_

## **SUBMITTED BY**

|                   |                            |                                   |                 |           |                |
|-------------------|----------------------------|-----------------------------------|-----------------|-----------|----------------|
| Name (Print/Type) | Jeffrey A. Lindeman        | Registration No. (Attorney/Agent) | 34,658          | Telephone | (202) 585-8000 |
| Signature         | <i>Jeffrey A. Lindeman</i> | Date                              | January 5, 2004 |           |                |

SEND TO: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450